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Urgent

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Date: 12-Oct-04

To:
Examiner: **LECHI TRUONG**
USPTO

Fax:
(703) 872-9306

Art Unit:
2126

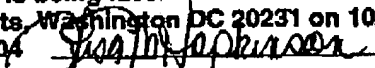
From:
Sharmini N. Green

Fax:
(480) 715-7738

M/S:

Subject:
Application No.: **09/896,206**; Inventor: **Michael Cierniak**
Filed: **6/29/2001** Docket No. **42390P11235**

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USPTO to: Mail Stop: RCE, Commissioner for Patents, Washington DC 20231 on 10/12/04.
Lisa M. Hopkinson Date: October 12, 2004 

Included in this transmission:
Fax Cover Sheet (1 page)
RCE Transmittal - PTO/SB30 (1 page submitted in duplicate)
Preliminary Amendment (10 pages)

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Request for Continued Examination (RCE) Transmittal

Address to:
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/886,206
Filing Date	6/29/2001
First Named Inventor	Michael Cierniak
Art Unit	2126
Examiner Name	TRUONG, LECHI
Attorney Docket Number	42390P11235

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s) Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0221.
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- ii. ☐ Other _____
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Shawn N. Green	Registration No. (Attorney/Agent)	41,410
Signature	<i>Shawn N. Green</i>	Date	October 12, 2004

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Name (Print/Type)	Lisa M. Hopkinson	Date	October 12, 2004
Signature	<i>Lisa M. Hopkinson</i>		

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for
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P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/898,208
Filing Date	6/29/2001
First Named Inventor	Michael Cierniak
Art Unit	2126
Examiner Name	TRUONG, LECHI
Attorney Docket Number	42390P11235

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2. Miscellaneous

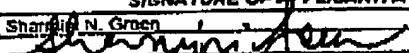
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Name (Print/Type)	Sharrille N. Green	Registration No. (Attorney/Agent)	41,410
Signature		Date	October 12, 2004

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